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JAN 28 2008

CHAMBERS OF  
DENISE COTE

January 28, 2008

By HandThe Honorable Denise Cote  
U.S. District Court  
Southern District of New York  
500 Pearl Street  
Chambers 1040  
New York, New York 10007USDC SDNY  
DOCUMENT  
ELECTRONICALLY FILED  
DOC #:  
DATE FILED: 2/4/08Re.: Travelers Casualty and Surety v. The Dormitory Authority of  
the State of New York, et al  
Civil Action No.: 07 CV 6915 (DLC)

Dear Judge Cote:

This firm represents Fourth-Party Defendant, United States Fire Insurance Company ("U.S. Fire"), with respect to the above-referenced matter. We are writing today to respectfully request an extension of time on behalf of U.S. Fire to respond to the Fourth-Party Complaint of Trataros Construction, Inc. ("Trataros") and Travelers Casualty and Surety Company ("Travelers")(collectively referred to herein as "Trataros"). The reasons for this request are as follows.

The deadline for U.S. Fire to respond to the Fourth-Party Complaint was originally January 14, 2008. In the interim, however, U.S. Fire and Trataros entered into discussions as to whether some or all of the claims against U.S. Fire should properly be discontinued by Trataros. In a letter dated January 11, 2008, U.S. Fire provided Trataros with its contentions on this issue, including citations to cases in support of its position in favor of voluntary discontinuance by Trataros. In order to afford Trataros sufficient time to review and respond to the U.S. Fire letter, U.S. Fire's time to respond to the Fourth-Party Complaint was extended by stipulation to January 28, 2008, which, of course, is today.

On the afternoon of Friday, January 25, 2008, counsel for Trataros advised the undersigned that it had agreed to discontinue certain claims against U.S. Fire and that the undersigned should prepare a stipulation reflecting this agreement. The parties also agreed to extend U.S. Fire's time to respond to the remaining claims against it as set forth in the Fourth-Party Complaint. To that end, U.S. Fire requests that an extension of its time to respond to the Fourth-Party Complaint until February 11, 2008. This will afford the parties sufficient time to finalize the necessary



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stipulation and will allow U.S. Fire an appropriate amount of time to respond to the Fourth-Party Complaint.

The aforementioned negotiations served to streamline the claims herein, and the amicable resolution of these claims will surely inure to the benefit of the parties and this Honorable Court in terms of the expenditure of time and resources.

We therefore respectfully request that Your Honor grant this application as soon as possible, and we thank you in advance for your consideration of this request.

Very truly yours,

A handwritten signature in black ink, appearing to read "John P. DeFurippis". The signature is fluid and cursive, with a long horizontal stroke extending to the right.

John P. DeFurippis

cc: Eli Rogers, Esq. (by fax)  
Driefuss Bonacci & Parker, LLP  
Counsel for Fourth-Party Plaintiffs

Granted.

A handwritten signature in black ink, appearing to read "James G. Ke". Below the signature, the date "February 4, 2008" is written in a cursive script.

James G. Ke  
February 4, 2008